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Chris Myers

Date

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

| | | |
|---|-----------------------------|---|
| <u>Response to Restriction Requirement</u> Address to: Assistant Commissioner for Patents Washington, DC 20231 | First Named Inventor | Susanne Buser <i>et al.</i> |
| | Application Number | 10/071,570 |
| | Filing Date | February 8, 2002 |
| | Group Art Unit | 1614 |
| | Examiner | Kwon, Brian Yong S |
| | Attorney Docket No. | R0134A-REG |
| | Title | The Use Of NK-1 Receptor Antagonists Against Benign Prostatic Hyperplasia |

Assistant Commissioner for Patents
Washington, D.C. 20231

Sir:

Response to Restriction Requirement

This communication is responsive to the Office Action mailed on March 25 2003 in the above-identified case. In that Office Action the Examiner required an election of either: Group (A), claim 25, directed to a composition containing NK-1 receptor antagonists; or Group (B), claims 1-24, directed a method of treating BPH.

Applicants elect group (B), claims 1-24, without traverse.

Respectfully submitted,

Robert C. Hall
Attorney for Applicants
Reg. No. 39,209

Roche Palo Alto LLC
Patent Law Department A2-250
3401 Hillview Avenue
Palo Alto, CA 94304

(650)-855-5311

Date: April 18, 2003